

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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HEATHER KIERNAN,

Plaintiff,

-v-

CIVIL NO. 04 CV 10131 RBC

ARMORED MOTOR SERVICE  
OF AMERICA, INC. and  
FRANCESCO CIABRIELLO,

Defendants.

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**PLAINTIFF HEATHER KIERNAN'S CONSOLIDATED RESPONSE  
TO THE OBJECTION OF THE BRISTOL COUNTY DISTRICT ATTORNEY TO  
THE SUBPOENA ON THE KEEPER OF THE RECORDS,  
AND HER OPPOSITION  
TO ITS MOTION FOR PROTECTIVE ORDER**

The Plaintiff hereby responds to the objection of the Bristol County District Attorney's Offices and Opposes the Motion for Protective Order. As grounds in support, the Plaintiff, by and through her counsel, respectfully represents:

1. The District Attorney's Offices has not met its burden that the subject matter sought to be inquired into and the documents sought fall under any privilege;

A memorandum of law in support of her Opposition is filed herewith and incorporated herein.

**REQUEST FOR ORAL ARGUMENT**

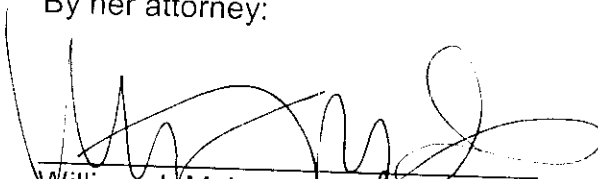
Pursuant to Local Rule Plaintiff requests a hearing in the event the Court deems it helpful in ruling on this issue.

WHEREFORE, the Plaintiff respectfully requests that the Objection of the Bristol County District Attorney be OVERRULED and its Motion for Protective Order be DENIED.

Respectfully submitted,

THE PLAINTIFF,  
Heather Kiernan,  
By her attorney:

DATED: November 9, 2004

  
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William J. McLeod, BBO# 560572  
McLeod Law Offices, PC  
77 Franklin Street  
Boston, MA 02110  
(617) 542-2956


CERTIFICATE OF SERVICE

I hereby certify that on November 9, 2004, a true and complete copy of this document was served via first class mail upon:

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William J. McLeod